

## MINUTES

### ELEVATOR INSTALLATION, REPAIR AND MAINTENANCE WORK EXAMINING BOARD

OCTOBER 6, 2015

The meeting was called to order by Chairperson John DeRosa, Jr. at 9:04 a.m. in Room 117 at the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: John R. DeRosa, Jr., Elevator Craftsman,  
Acting Chairperson  
Paul Farnsworth, Unlimited Contractor  
Joseph Bayusik, Unlimited Contractor

Members Absent: Michael Griffin, Elevator Craftsman  
Thomas J. O'Reilly, Unlimited Contractor

Board Vacancies: Three Public Members

DCP Board Staff: Karen Layman, Secretary

Board Council Present: None

Others Present: Owen Golding, Dept. of Labor  
Kenneth Hart

**Note:** The administrative functions of the Boards, Commissions and Councils are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information contact Richard Hurlburt, Director at (860) 713-6135 or Fax: (860) 706-1255.

**Agency Website:** [www.ct.gov/dcp](http://www.ct.gov/dcp) **Division E-Mail:** [dcp.occupationalprofessional@ct.gov](mailto:dcp.occupationalprofessional@ct.gov)

**MINUTES FROM PREVIOUS MEETINGS:**

1. The Board will review the draft minutes of the September 1, 2015 Elevator Installation, Repair, and Maintenance Work Examining Board meeting.

**After a review of the minutes, the Board voted unanimously to approve as written.**

2. The Board will review draft minutes of the September 8, 2015 Elevator Installation, Repair, and Maintenance Work Examining Board meeting.

**After a review of the minutes, the Board voted to approve as written. Chairperson John DeRosa, Jr. abstained from voting.**

**COMMENTS OR CONCERNS OF ANY PERSON PRESENT TODAY:**

None

**APPLICATIONS:**

None

**APPEARING FOR RECONSIDERATION:**

**Kenneth Hart, Pawtucket, RI – (R-5) Accessibility Contractor – Tabled**

The Board voted unanimously to deny Mr. Hart’s (R-5) application due to lack of proof of work experience on August 4, 2015.

Mr. Hart appeared for reconsideration of his application and submitted additional documentation for the Board’s review. After a review of the documentation and discussion, the Board voted unanimously to table this application until further information is received regarding Mr. Hart’s work experience.

**OLD BUSINESS:**

**1. Declaratory ruling pertaining to Excel Elevator**

Signed copies of the final version of the declaratory ruling on the Board’s denials of (R-2) Unlimited Journeyperson applicants Gerson Canhao and Michael Elia were distributed to Board Members.

## **2. Legislative Working Group Meeting 9-23-15**

Board Member Paul Farnsworth provided a brief overview of this meeting, at which occupational trade board members discussed alternate ways to issue trade license cards and concerns about enforcement.

### **NEW BUSINESS:**

1. Review of PSI exam results

#### **Board so noted**

2. CAT Education Program; for the Board's information
  - National Association of Elevator Contractors CAT Education Program Guide
  - Certified Accessibility and Private Residence Lift Technician (CAT) Education Program

#### **Board so noted.**

3. Florida application for elevator technician; for the Board's information

#### **Board so noted.**

4. DCP Report to the General Assembly's General Law Committee pursuant to Public Act 14-210, An Act Concerning the Enforcement of Certain Occupational Licensing Status; for the Board's information

#### **The Board reviewed this document and a brief discussion took place.**

5. Opinion No. 15-402, Office of the Attorney General, State of California, addressing the following question: What constitutes "active state supervision" of a state licensing board for purposes of the state action immunity doctrine in antitrust actions, and what measures might be taken to guard against antitrust liability for board members?; for the Board's information.

#### **The Board reviewed this document and a brief discussion took place.**

6. The Board voted unanimously to request that Chairperson John DeRosa, Jr. have the opportunity to review the Elevator Board meeting agendas before they are published.
7. The Board voted unanimously request that Commissioner Harris consider issuing identification cards to Elevator Board Members.

**CORRESPONDENCE:**

None

**DCP TRADE PRACTICES DIVISION COMPLAINT STATUS REPORT:**

1. The Board will review complaint report submitted by the DCP Trade Practices Division including open, closed, and dismissed cases.

**The Board reviewed a complaint report dated October 1, 2015 consisting of closed cases.**

**COMMENTS OR CONCERNS OF ANY PERSON PRESENT TODAY:**

None

There being no further business, the meeting adjourned at 9:48.

Respectfully submitted,

Karen Layman,  
Board Secretary

**2015 Meeting Schedule:**

- **November 3, 2015**
- **December 1, 2015**

**All meetings will be held at 9:00 a.m. in Room 117**